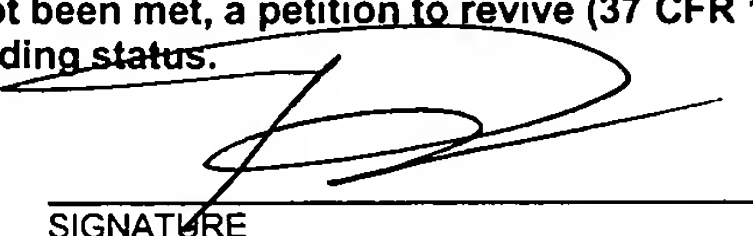


#6


<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		ATTORNEY'S DOCKET NUMBER 082368-000800US
INTERNATIONAL APPLICATION NO. PCT/JP02/13521		INTERNATIONAL FILING DATE December 25, 2002
PRIORITY DATE CLAIMED December 25, 2001		
TITLE OF INVENTION INFORMATION DISTRIBUTION SYSTEMS AND METHODS, PROGRAMS REALIZING THESE METHODS, AND INFORMATION MEDIA CONCERNING THE PROGRAMS		
APPLICANT(S) FOR DO/EO/US Akio IJIMA; Tomohiko YUKAWA; Junichi KOBAYASHI; Hiroyuki ARAI; Tomoko NAKANO; and Nahoko TODA		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information: <ol style="list-style-type: none"> <li>1. <input type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>2. <input checked="" type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a submission under 35 U.S.C. 371.</li> <li>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</li> <li>4. <input type="checkbox"/> The US has been elected (Article 31).</li> <li>5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))                         <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> has been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US).</li> </ol> </li> <li>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).                         <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> is attached hereto.</li> <li>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</li> </ol> </li> <li>7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))                         <ol style="list-style-type: none"> <li>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</li> <li>b. <input type="checkbox"/> have been communicated by the International Bureau.</li> <li>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</li> <li>d. <input type="checkbox"/> have not been made and will not be made.</li> </ol> </li> <li>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</li> <li>9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</li> <li>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</li> </ol> <p>Items 11 to 20 below concern document(s) or information included:</p> <ol style="list-style-type: none"> <li>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</li> <li>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</li> <li>13. <input checked="" type="checkbox"/> A preliminary amendment.</li> <li>14. <input checked="" type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</li> <li>15. <input type="checkbox"/> A substitute specification.</li> <li>16. <input checked="" type="checkbox"/> A power of attorney and/or change of address letter.</li> <li>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 – 1.825.</li> <li>18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4).</li> <li>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</li> <li>20. <input checked="" type="checkbox"/> Other items or information: Express Mail Label No.: <u>EV 566968354 US</u>; Notification of Error by the USPTO in Establishment of Small Entity Status and Payment of Deficiency Owed; return copy of the Notification of Missing Requirements.</li> </ol>		

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) <b>10/500,272</b>		INTERNATIONAL APPLICATION NO. <b>PCT/JP02/13521</b>		ATTORNEY'S DOCKET NUMBER <b>082368-000800US</b>	
The following fees have been submitted:				<b>CALCULATIONS PTO USE ONLY</b>	
21. <input type="checkbox"/> Basic national fee ..... \$300				\$	
22. <input type="checkbox"/> Examination fee If International preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4)..... \$100 All other situations ..... \$200				\$	
23. <input type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority..... \$100 International Search Report prepared and provided to the Office ..... \$400 All other situations ..... \$500				\$	
<b>TOTAL OF 21, 22 and 23 =</b>				<b>\$ 0</b>	
<input checked="" type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
180 - 100 =	80 / 50 =	2	x \$250	\$ 500	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$ 130	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	32 - 20 =	12	x \$ 50	\$ 600	
Independent claims	6 - 3 =	3	x \$200	\$ 600	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$ 360	
<b>TOTAL OF ABOVE CALCULATIONS =</b>				<b>\$ 2190</b>	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.				\$	
<b>SUBTOTAL =</b>				<b>\$ 2190</b>	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$	
<b>TOTAL NATIONAL FEE =</b>				<b>\$ 2190</b>	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$	
<b>TOTAL FEES ENCLOSED =</b>				<b>\$ 2190</b>	
				Amount to be refunded:	\$
				Amount to be charged:	\$ 2190
<p>06/02/2005 G.FREY1. 00000109 201430 10500272</p> <p>01 FC:1:81 500.00 DA 02 FC:1:17 130.00 DA 03 FC:1:15 600.00 DA 04 FC:1:14 600.00 DA 05 FC:1:15 360.00 DA</p> <p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>20-1430</u> in the amount of \$ <u>2190</u> to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>20-1430</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p> <p><b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>Patrick R. Jewik Townsend and Townsend and Crew LLP Two Embarcadero Center, 8th Floor San Francisco, CA 94111</p> <p style="text-align: right;">               SIGNATURE              Patrick R. Jewik              NAME              40.456              REGISTRATION NUMBER           </p>					

"Express Mail" Label No. EV 566968354 US  
Date of Deposit May 26, 2005

PATENT  
Docket No.: 082368-000800US  
Client Ref. No.: DEN-A0101P-US

I hereby certify that this is being deposited with the United States Postal Service "Express Mail Post Office to Address" service under 37 CFR 1.10 on the date indicated above and is addressed to:

By:   
Aaron Hokamura

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of:

IIJIMA *et al.*

Application No.: 10/500,272

Filed: June 25, 2004

Int'l Application No.: PCT/JP02/13521

Int'l Filing Date: December 25, 2001

For: INFORMATION DISTRIBUTION  
SYSTEMS AND METHODS,  
PROGRAMS REALIZING THESE  
METHODS, AND INFORMATION  
MEDIA CONCERNING THE  
PROGRAMS (as amended)

Customer No.: 20350

Examiner:

Art Unit:

NOTIFICATION OF ERROR BY THE  
U.S.P.T.O. IN ESTABLISHMENT OF  
SMALL ENTITY STATUS AND  
PAYMENT OF DEFICIENCY OWED

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

The above-identified application was filed on June 25, 2004 as a U.S. National Phase application based on PCT/JP02/13521, filed December 25, 2001, without an assertion of small entity status, as can be seen on the attached copy of the Form PTO-1390. Subsequently, our records indicate that a fee of \$620.00 was charged to the Townsend and Townsend and Crew Deposit Account No. 20-1430. The *Notification of Missing Requirements Under 35 USC 371 in*

*the United States Designated/Elected Office (DO/EO/US)* mailed April 1, 2005 incorrectly indicates that an "Indication of Small Entity Status" was submitted by the Applicant.

Applicants respectfully request that the establishment of Small Entity Status erroneously accorded to the above-referenced application be withdrawn.

In order to complete the requirements for the acceptance under 35 U.S.C. 371, please deduct the following fees, itemized for your convenience below, in order to properly pay for the filing of the above-referenced U.S. National Phase application.

ITEMIZATION AND CALCULATION OF THE DEFICIENCY OWED

FILING DATE OF THE FEE	TYPE OF FEE	SMALL ENTITY FEE ACTUALLY PAID	(CURRENT) LARGE ENTITY FEE FOR ACTION	DEFICIENCY PAYMENT OWED
06/25/2004	Basic National Fee	620	300	-320
05/26/2005	Examination Fee	0	200	200
05/26/2005	Search Fee	0	400	400

**TOTAL DEFICIENCY PAYMENT OWED: \$280.00**

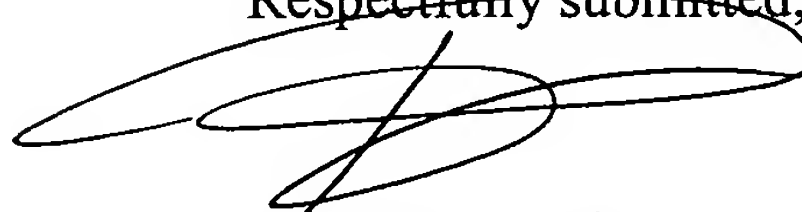
Applicants hereby authorize the Commissioner to deduct \$280.00 from Deposit Account No. 20-1430. Please deduct any additional fees due from, or credit any overpayment to, the above-noted Deposit Account.

GILBERT and WAKARCHUK  
Application No.: 10/799,016  
Page 3

PATENT

If the Examiner believes a telephone conference would expedite prosecution of this application, he is invited to telephone the undersigned at 415.576.0200.

Respectfully submitted,



Patrick R. Jewik  
Reg. No. 40,456

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200  
Fax: (415) 576-0300  
BLK:ath  
60501771 v1



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/500,272	Akio Iijima	082368-000800US

INTERNATIONAL APPLICATION NO.
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PCT/JP02/13521

I.A. FILING DATE	PRIORITY DATE
12/25/2002	12/25/2001

20350  
TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834

CONFIRMATION NO. 9339

371 FORMALITIES LETTER



\*OC000000015609049\*

*Response Due 06/01/05*

Date Mailed: 04/01/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/25/2004
- Copy of the International Search Report filed on 06/25/2004
- Copy of IPE Report filed on 06/25/2004
- Preliminary Amendments filed on 06/25/2004
- Request for Immediate Examination filed on 06/25/2004
- U.S. Basic National Fees filed on 06/25/2004
- Priority Documents filed on 06/25/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE**

BKC

**DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION,  
WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/500,272	PCT/JP02/13521	082368-000800US